

EXHIBIT A



Entered on Docket
November 25, 2009

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

LEWIS AND ROCA LLP

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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE COMPANY,

USA CAPITAL REALTY ADVISORS, LLC,¹

USA CAPITAL DIVERSIFIED TRUST DEED
FUND, LLC,

USA CAPITAL FIRST TRUST DEED FUND, LLC,²

USA SECURITIES, LLC,³

Debtors.

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR¹
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR²
Case No. BK-S-06-10729-LBR³

CHAPTER 11

Jointly Administered Under
Case No. BK-S-06-10725 LBR

**ORDER SUSTAINING THIRD OMNIBUS
OBJECTION OF USACM TRUST TO
PROOFS OF CLAIM BASED IN WHOLE
OR IN PART UPON INVESTMENT IN
THE SHAMROCK TOWER LP LOAN**

Hearing Date: November 13, 2009
Hearing Time: 9:30 a.m.

Affects:

- ☐ All Debtors
- ☒ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

¹ This bankruptcy case was closed on September 23, 2008.

² This bankruptcy case was closed on October 12, 2007.

³ This bankruptcy case was closed on December 21, 2007.

1 The Court having considered the Third Omnibus Objection Of USACM Trust To
2 Proofs Of Claim Based In Whole Or In Part Upon Investment In The Shamrock Tower LP
3 Loan [DE 7633] (the “Objection”); the Court having heard the Objection on November 13,
4 2009; appropriate notice of the Objection having been given; no response to the Objection
5 having been filed; and good cause appearing:

6 **IT IS ORDERED:**

- 7 1. The Objection [DE 7633] is sustained; and
8 2. The claims listed on **Exhibit A** are disallowed to the extent they are based
9 upon a direct lender investment in the Shamrock Tower LP Loan.

10 PREPARED AND RESPECTFULLY SUBMITTED BY:

11 **LEWIS AND ROCA LLP**

12 By /s/ John Hinderaker (018024)

13 Rob Charles
14 John Hinderaker (*pro hac vice*)

15 *Attorneys for USACM Liquidating Trust*
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U.S. Trustee:	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
Other Party:	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

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Submitted by:

LEWIS AND ROCA LLP

By: /s/ JH (#018024)
 Rob Charles
 John Hinderaker (*pro hac vice*)
Attorneys for USACM Liquidating Trust

**SHAMROCK LOAN
THIRD OMNIBUS OBJECTION**

**Exhibit A
Multiple Loan Claims**

Claim	Name	Address	Total Claim Amount	Approximate Amount Subject to Objection Because it Relates to an Investment In the Shamrock Tower LP Loan
10725-00245	Robert H. and Lynn R. Perlman Trust Dated 9/17/92	c/o Robert H. and Lynn R. Perlman Ttees 2877 Paradise Rd., Unit 3501 Las Vegas, NV 89109-5278	\$1,187,000.00	\$50,000.00
10725-01477	Karen L Pidgeon 2006 Living Trust Dated 2/27/06	c/o Karen L. Pidgeon Ttee P.O. Box 41619 Sacramento, CA 95841-1619	\$538,643.00	\$200,000.00
10725-01878	Dennis Raggi	P.O. Box 10475 Zephyr Cove, NV 89448	\$10,451.54	Unknown
10725-01880	Dennis Raggi	P.O. Box 10475 Zephyr Cove, NV 89448-2475	\$15,819.84	\$2,983.89
10725-02226	Dennis Raggi	P.O. Box 10475 Zephyr Cove, NV 89448	\$4,884,068.70	\$200,000.00
10725-00138	Michael Raichbart	Joshua D Brysk Law Offices Of James G Schwartz 7901 Stoneridge Dr, Suite 401 Pleasanton, CA 94583	\$150,000.00	\$50,000.00
10725-02281	Roisentul Family Trust	Saul and Ilene Roisentul Trustees 74075 Kokopelli Cir Palm Desert, CA 92211-2075	\$840,536.32	\$100,000.00
10725-00274	Daniel and Virginia Salerno Family Trust Dtd 8/9/89	Daniel N. and Virginia P Salerno Ttees P.O. Box 7869 Incline Village, NV 89452-7869	\$212,026.22	\$114,244.75
10725-02106	T-2 Enterprises LLC	Manager Warren W Tripp 250 Greg St Sparks, NV 89431	\$811,713.52	\$150,000.00
10725-02107	T-3 Enterprises LLC	Manager Warren W. Tripp 250 Greg St Sparks, NV 89431	\$608,440.76	\$100,000.00